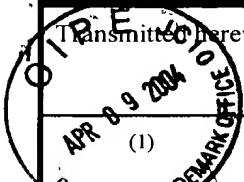


**PATENT AMENDMENT TRANSMITTAL**

(Provisions of 37 CFR 1.136 Apply)

3764/16

Application Number	09/935,297	Filing Date	August 22, 2001
Group Art Unit	3764	Examiner Name	Yu, J.
Confirmation No.		Attorney Docket No.	100_007 CIP
Inventor(s)	Dwayne Lacey		
Invention:	HEAD MASSAGING DEVICE		



Transmitted herewith is an Amendment in the above-identified application. The fee has been calculated as follows:

**CLAIMS AS AMENDED**

(1) PATENT & TRADEMARK OFFICE	(2) Claims Remaining After Amendment	(3)	(4) Highest Number Previously Paid	(5) No. of Extra Claims Present	(6) Rate (Large Entity)	(7) Additional Fee
TOTAL CLAIMS	32	MINUS	32	0	\$18.00	\$00.00
INDEP. CLAIMS	6	MINUS	6	0	\$86.00	\$00.00
<b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT</b>						<b>\$00.00</b>

**EXTENSION OF TERM**

- Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.
- This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a reply in the above-identified application. The requested extension and appropriate non-small entity fee are **TECHNOLOGY CENTER 3700** follows:

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APR 16 2004

<input checked="" type="checkbox"/> One Month (37 CFR 1.17(a)(1) .....	\$110.00	110.00
<input type="checkbox"/> Two Month (37 CFR 1.17(a)(2) .....	\$420.00	
<input type="checkbox"/> Three Month (37 CFR 1.17(a)(3) .....	\$950.00	

**TOTAL FEES DUE**

110.00

<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee amount is reduced by one-half, and the resulting fee is:	55.00
--	-------

**FEE PAYMENT**

- No additional fee is required.  A check in the amount of \$55.00 is enclosed.
- Charge Deposit Account 50-1446 in the amount of \$\_\_\_\_\_ . Enclosed is a duplicate copy of this sheet.
- Please charge any fees which may be required, or credit any overpayment, to Deposit Account 50-1446.

Submitted By:

Name (Print Type)	Kevin C. Brown	Reg. No.	32,402	Customer No.	025191
		Telephone	(315) 233-8300	Facsimile	(315) 233-8320
Signature	<i>Kevin C. Brown</i>			Date	April 9, 2004

**EXPRESS MAIL CERTIFICATE**

"Express Mail" label number EV 47281 9904 US

Date of Deposit: April 9, 2004

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR § 1.10 on the date indicated above and is addressed to the, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

*Janet M. Stevens*  
Janet M. Stevens



Practitioner's Docket No.: 100\_007 CIP

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re the application of: Dwayne Lacey

Ser. No.: 09/935,297

Group Art Unit: 3764

Filed: August 22, 2001

Examiner: Yu, J.

Confirmation No.:

For: HEAD MASSAGING DEVICE

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

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I hereby certify that this paper is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on April 9, 2004 under "EXPRESS MAIL" mailing label number EV 47281 9904 US.

Janet M Stevens  
Janet M. Stevens

AMENDMENT

Sir:

In response to the Office Action mailed December 9, 2003, please amend the above-identified application as follows:

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 10 of this paper.